## **REMARKS**

The accompanying Terminal Disclaimer is believed to obviate the obviousnesstype double patenting rejection over Claims 1-9 and 11-16 of U.S. Patent 6,723,406

Favorable action is respectfully solicited.

## CONDITIONAL PETITION FOR EXTENSION OF TIME

If any extension of time for this response is required, Appellant requests that this be considered a petition therefor. Please charge the required petition fee to Deposit Account No. 14-1263.

Respectfully submitted,

NORRIS, McLAUGHLIN & MARCUS, P.A.

William C. Gerstenzang

Reg. No. 27,552

WCG/zs

Enclosure: Terminal Disclaimer (2 sheets)

875 Third Avenue, 18th Floor

New York, NY 10022 (212) 808-0700

Fax: (212)-808-0844

I hereby certify that this correspondence is being transmitted via facsimile no. 703-872-9306 addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450. Alexandria, VA 22313.

Schuster

April 26, 2005